

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

07 CR. 743 (GEL)

- v - :

NOEL VELEZ :

Defendant. :

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**PLEASE TAKE NOTICE** that upon the annexed motion and memorandum of law, and the exhibits attached thereto, the defendant herein, **NOEL VELEZ**, will move this Court, before the **HONORABLE GERARD E. LYNCH**, United States District Judge for the Southern District of New York, at the United States Courthouse located at 500 Pearl Street, New York, New York, at a time to be designated by the Court, for an Order, pursuant to Rule 12 and Rule 41 of the Federal Rules of Criminal Procedure, suppressing evidence obtained in violation of the Fourth Amendment, suppressing statements obtained from the defendant as a result of an illegal search and seizure, and granting such other and further relief as the Court deems just and proper.

Dated: New York, New York  
November 9, 2007

Respectfully submitted,  
LEONARD F. JOY, ESQ.  
Federal Defenders of New York

By:

  
PEGGY M. CROSS, ESQ.

Attorney for Defendant

**NOEL VELEZ**

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TO: **MICHAEL J. GARCIA, ESQ.**

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Southern District of New York  
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Attn: **ANTONIA M. APPS, ESQ.**

Assistant United States Attorney